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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10 018,074	03 12 2002	Xavier Guy Bernard d'Udekem d'Acoz	BGC002	3661

7590 04 23 2003

JACK V. MUSGROVE  
2911 BRIONA WOOD LANE  
CEDAR PARK, TX 78613

EXAMINER

NGUYEN, TAN

ART UNIT PAPER NUMBER

2818

DATE MAILED: 04/23/2003

*Renal*

Please find below and or attached an Office communication concerning this application or proceeding.

9



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10/018,074	03/12/2002	Xavier Guy Bernard d'Udekem d'Acoz	BGC002	3661

7590 04/01/2003

Felsman Bradley Vanden Gunter & Dillon  
 Suite 350 Lakewood on the Park  
 7600B North Capital of Texas Highway  
 Austin, TX 78731

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# Office Action Summary

Application No.

10/018,074

Applicant(s)

D'ACOS ET AL.

Examiner

Tan T. Nguyen

Art Unit

2818

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1 and 9 is/are rejected.
- 7) ☒ Claim(s) 2-8 and 10 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. §§ 119 and 120

- 13) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☒ All b) ☐ Some \* c) ☐ None of:  
1. ☒ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 6. 6) ☐ Other: \_\_\_\_

1. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.
2. The Information Disclosure Statement submitted by Applicants on December 4, 2001 has been received and fully considered.
3. Claims 5-8 and 10 are objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim can not depend from any other multiple dependent claim (claim 4). See MPEP § 608.01(n). Accordingly, the claims have not been further treated on the merits.
4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 1 and 9 are rejected under 35 U.S.C. 102(b) as being anticipated by Koike (U.S. Patent No. 5,274,788).

Koike disclosed in Figure 1 a data processor which includes a central processing unit [1] (column 5, line 2) coupled to an address bus [2] (column 5, line 3) for supplying an address to a plurality of memories DRAM [8-1,8-2] (column 5, line 17), and a data bus [3] (column 5, line 4) for transferring data between the CPU [1] and the memories [8-1,8-2]. Koike also disclosed in figure 1 a decoder [6] coupled to the address bus [2] for decoding a portion of an address on address bus [2] and generates chip select signals [/MEM0CS, /MEM1CS] to select either of the memories [8-1,8-2] (column 5, lines 30-39).

Although Koike did not discuss the input/output device, the data processor disclosed by Koike inherently includes the input/output device, which could be the input/output pins.

Regarding claim 9, the data processor disclosed by Koike is capable of performing the method in claim 9.

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

7. Claims 1 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Koike in view of Kim (U.S. Patent No. 5,712,811).

See description of Koike in paragraph 5, supra. Kim disclosed in figure 4 a control unit [60] coupled to a connector [50] for controlling the input/output of data signals [D0-D63] in accordance with address signals [A0-A29] via an address bus [AB] connected to the connector [50].

It would have been obvious to a person of ordinary skill in the art at the time the invention was made to modify the data processor of Koike by providing the connector to the CPU of Koike.

The rationale is as follows: A person of ordinary skill in the art would have been motivated to use the connector to transfer address and data signal with external device.

8. Claims 2-4 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

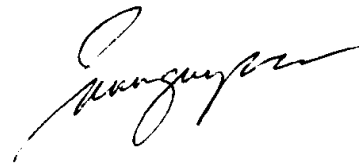
9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Kosugi et al., Delp et al., Sanemitsu, Rao and Tasaki are cited to show memory devices having controller coupled to decoder and a plurality of memory banks.

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tan T. Nguyen whose telephone number is (703) 308-1298. The examiner can normally be reached on Monday to Friday from 07:00 AM to 03:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David C. Nelms, can be reached on (703) 308-4910. The fax phone number for the organization where this application or proceeding is assigned is (703) 308-7724.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.



Tan T. Nguyen  
Primary Examiner  
Art Unit 2818  
March 26, 2003